

**PUEBLO LIQUOR & BEER LICENSING BOARD**  
**MINUTES -- REGULAR MEETING**  
**CITY HALL -- COUNCIL CHAMBERS**  
**May 3, 2017 – 6:00 P.M.**

The Pueblo Liquor & Beer Licensing Board convened the Regular Meeting of May 3, 2017 at 6:00 p.m. with Chairperson Doris Harrison presiding.

**ROLL CALL**

**Present:** Board Members Mike Ferris, Doris Harrison, Charles Pullaro, Jr., Tom Rose, and Jan Shafer.

**Absent:** None.

**Also Present:** Assistant City Attorney Lisa Macchietto and Deputy City Clerk Brenda Armijo.

**APPROVAL OF MINUTES**

Mr. Pullaro, seconded by Mr. Rose, moved to dispense with the reading and approve the Minutes of the Regular Meeting of April 19, 2017. Roll Call: Ayes — Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

**CONSENT AGENDA**

**MEETING  
NUMBER**

- 1 HOTEL & RESTAURANT LIQUOR LICENSE APPLICATION – RENEWALS – TWO RENEWALS**  
Brooklyn Pizza Corp d/b/a Manhattan's Pizza Parlor & More, 1110 Highway 50 West  
Rojas Incorporated d/b/a Rojas Restaurante Mexicano, 126 E. 4<sup>th</sup> Street
- 2 TAVERN LIQUOR LICENSE APPLICATION – RENEWALS – THREE RENEWALS**  
Wrong Note, Ltd. d/b/a The Downtown Bar, 103 Central Plaza  
P F & R Corporation d/b/a Patsy's, 425 S. Santa Fe Avenue  
DJ Inc. d/b/a Tsunami Sushi Bar Wok & Grill, 324 – 326 S. Union Avenue
- 3 BEER AND WINE LIQUOR LICENSE APPLICATION – RENEWAL – ONE RENEWAL**  
Eat Now, LLC d/b/a Bingo Burger, 101 Central Plaza
- 4 RETAIL LIQUOR STORE LIQUOR LICENSE APPLICATION – RENEWAL – ONE RENEWAL**  
Lake Pueblo Liquors LLC d/b/a Lake Pueblo Liquors, 4315 Thatcher Avenue
- 5 CABARET LICENSE APPLICATION – RENEWAL – ONE RENEWAL**  
DJ Inc. d/b/a Tsunami Sushi Bar Wok & Grill, 324 – 326 S. Union Avenue
- 6 PERMIT APPLICATION AND REPORT OF CHANGES – CHANGE CORPORATE OR TRADE NAME PERMIT (LODGING AND ENTERTAINMENT) – RRSC, LLC D/B/A BRUSHES N BEVERAGES ART STUDIO, 223 N. SANTA FE AVENUE, NEW TRADE NAME RRSC, LLC D/B/A PAINT N BUBBLY ART & WINE STUDIO**
- 7 PERMIT APPLICATION AND REPORT OF CHANGES – CHANGE CORPORATE OR TRADE NAME PERMIT (TAVERN) – PAPA DOVE, LLC D/B/A PHIL'S, 109 EAST C STREET, NEW TRADE NAME PAPA DOVE, LLC D/B/A PAPA DOVE**
- 8 SPECIAL EVENT PERMIT APPLICATION – FERMENTED MALT BEVERAGE (3.2% BEER) LICENSE – BANDIT SPORTS INC., 1311 PALMER AVENUE, EVENT MANAGER JOSEPH C. SANTOS (EVENT TO BE HELD MAY 26, 27, 28, 29, 2017. ADDRESS OF EVENT: JOE SANTOS FIELD AT BESSEMER PARK, 800 W. NORTHERN AVENUE)**

## CONSENT AGENDA

### MEETING NUMBER

- 9 SPECIAL EVENT PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – THE STATE HISTORICAL SOCIETY OF COLORADO D/B/A EL PUEBLO HISTORY MUSEUM, 301 N. UNION AVENUE, EVENT MANAGER SIMON TEARPAK (EVENT TO BE HELD MAY 13, 2017. ADDRESS OF EVENT: 301 N. UNION AVENUE)
- 10 SPECIAL EVENT PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – HARP FOUNDATION, 125 RIVERWALK PLACE, EVENT MANAGER CHRISTINE PITTMAN (EVENT TO BE HELD MAY 19 AND 20, 2017. ADDRESS OF EVENT: ALAN HAMEL AVENUE BETWEEN UNION AVENUE AND SANTA FE AVENUE. MAIN STREET BETWEEN RICHMOND AVENUE AND D STREET. RICHMOND AVENUE BETWEEN MAIN STREET AND ALLEY. MECHANIC STREET FROM SANTA FE AVENUE AND RICHMOND AVENUE)
- 11 SPECIAL EVENT PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – LA GENTE YOUTH SPORTS, INC., 2803 EAST 12<sup>TH</sup> STREET, EVENT MANAGER ZACHARY VALDEZ (EVENT TO BE HELD MAY 19, 20, 21, 2017. ADDRESS OF EVENT: 1300 JUAN MADRID AVENUE)
- 12 SPECIAL EVENT PERMIT APPLICATION – BEER, WINE & SPIRITUOUS LIQUOR LICENSE – PUEBLO CRIME STOPPERS, INC., 200 S. MAIN STREET, EVENT MANAGER TOM BRUSS (EVENT TO BE HELD JUNE 2, 9, 16, 23, 30, 2017. ADDRESS OF EVENT: 100 BLOCK OF B STREET)
- 13 TEMPORARY PERMIT APPLICATION: TRANSFER OF OWNERSHIP APPLICATION — HOTEL & RESTAURANT LIQUOR LICENSE: HAMKIM, INC. D/B/A CLARION INN, 4001 N. ELIZABETH STREET, (CURRENTLY LICENSED TO NEW VISION HOSPITALITY LLC D/B/A CLARION HOTEL, LICENSE EXPIRES JANUARY 11, 2018)

Mr. Pullaro, seconded by Mr. Ferris, moved to approve the Consent Agenda as read. Roll Call: Ayes — Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

## REGULAR AGENDA

- 14 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE, AND SPIRITUOUS LIQUOR LICENSE – THE MCCLELLAND CHILDREN’S FOUNDATION D/B/A THE MCCLELLAND SCHOOL, 415 E. ABRIENDO AVENUE, EVENT MANAGER JO NESBIT (EVENT TO BE HELD MAY 13, 2017. ADDRESS OF EVENT: 415 E. ABRIENDO AVENUE)

Event Manager Jo Nesbit, 2212 N. Elizabeth Street, Pueblo, was sworn in and answered questions from the Board. The event is a luau theme and silent auction that will benefit The McClelland Children’s Foundation. There will be one liquor distribution point. Wristbands will be utilized for bar patrons. Approved forms of identification were explained and examples given. There will be one entry/exit point and two security guards will be on site to secure the premises. The premises will also be secured by the permanent fencing on the grounds and temporary fencing where needed. No alcohol will be allowed in the school building. A buffet dinner will be served.

**REGULAR AGENDA (continued)**

**MEETING  
NUMBER**

Mr. Rose, seconded by Ms. Shafer, moved to approve the special events permit application for The McClelland Children's Foundation d/b/a The McClelland School. Roll Call: Ayes – Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

**15 SPECIAL EVENTS PERMIT APPLICATION – BEER, WINE, AND SPIRITUOUS LIQUOR LICENSE – PUEBLO HISTORICAL AIRCRAFT SOCIETY, 31001 MAGNUSON AVENUE, EVENT MANAGER MACK NOVOSAD (EVENT TO BE HELD MAY 6, 2017. ADDRESS OF EVENT: 31001 MAGNUSON AVENUE)**

Event Manager Mack Novosad, 622 Tyler Street, Pueblo was sworn in and answered questions from the Board. Classic Catering will cater the event. There will be one liquor distribution point with two bartenders. Approved forms of identification were explained and examples given. Anyone appearing under the age of 40 will have their identification checked. Identification will be checked at the entrance and bar. The perimeter of the building is fenced as well as parking lot. A closed-circuit camera system also monitors the premises.

Mr. Ferris, seconded by Ms. Shafer, moved to approve the special events permit application for the Pueblo Historical Aircraft Society. Roll Call: Ayes – Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

**16 PERMIT APPLICATION & REPORT OF CHANGES – MANAGER'S REGISTRATION (HOTEL AND RESTAURANT) — PUEBLO AB INV LLC & SEAVIEW INV LLC D/B/A COURTYARD BY MARRIOTT, PUEBLO**

New General Manager Vikrant Sud, 1958 Thrasher Court, Pueblo was sworn in and answered questions from the Board. The moral character questions were directed to Mr. Sud. There are currently 11 employees in the bar area. Background checks are conducted on employees and there are no known convictions. Approved forms of identification were described and examples given by Mr. Sud. Anyone appearing under age 30 will have their identification checked per the Marriott's nationwide policy. The moral character of Mr. Sud was found to be satisfactory to the Board. Employees, including Mr. Sud, are TIPS Certified per Marriott policy.

Ms. Shafer, seconded by Mr. Ferris, moved to approve the Manager's Registration (Hotel and Restaurant) for Pueblo AB Inv LLC & Seaview Inv LLC d/b/a Courtyard by Marriott, Pueblo. Roll Call: Ayes — Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

**17 PERMIT APPLICATION & REPORT OF CHANGES – MODIFICATION OF PREMISES — TAVERN LIQUOR LICENSE – OLDE TOWNE CARRIAGE HOUSE, LLC D/B/A OLDE TOWNE CARRIAGE HOUSE CONTINUED FROM APRIL 5, 2017**

Member Doug Stout, 110 La Vista Road, Pueblo and Member John Carleo, 446 Dittmer Avenue, Pueblo were sworn in.

Mr. Rose, seconded by Mr. Pullaro, moved to reopen the hearing in this matter. Roll Call: Ayes — Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

Lengthy discussion concerning the modification of premises. The Board has concerns regarding possession of the premises on the first floor of the building that the licensee owns but leases to other businesses. The licensee would like the ability to provide a portable bar and security for events held by their tenants.

**REGULAR AGENDA (continued)**

**MEETING  
NUMBER**

Other concerns include contiguity and the ability to move liquor from the second floor premises to the basement area which, if licensed, would be used as an overflow area and small banquet room. Also, ongoing questions concerning the special use permit issued by the Zoning Board of Appeals.

Mr. Rose, seconded by Ms. Shafer, moved to continue this matter to the June 21, 2017 meeting to allow the licensee time to resolve the outstanding issues. Roll Call: Ayes — Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

**18 HEARING: COMMUNICATION FROM ACTING CHIEF OF POLICE MICHAEL L. BENNETT, RE: ALLEGED LIQUOR CODE VIOLATION – 7<sup>th</sup> STREET STATION, LLC D/B/A 7<sup>TH</sup> STREET STATION, 121 WEST 7<sup>TH</sup> STREET. (POLICE CR#17-002936, VIOLATION DATE: FEBRUARY 9, 2017)**

Managing Member David Clarke, 425 S. Boros Drive, Pueblo West was sworn in. Assistant City Attorney Trevor Gloss representing the Police Department was also present.

Mr. Gloss read the Stipulated Findings and Order into the record. The Licensee stipulates and agrees to a suspension of its liquor license. The liquor license shall be suspended for a period of nine (9) days, of which five (5) days shall be imposed and four (4) days held in abeyance. The five (5) days imposed suspension shall be served within three (3) months from the date of this Order, and the dates of suspension shall be set by the Board. The Licensee may petition to pay a fine in lieu of the suspension.

The remaining four (4) days suspension shall be held in abeyance for a period of twelve (12) months from the date of this Order. If there is an additional violation during that period, the four (4) days held in abeyance shall be imposed upon the Licensee.

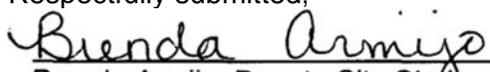
Licensee and its employees shall attend a class on the liquor code and compliance therewith, within the next three (3) months. The Clerk of the Board shall mandate which class must be attended, but the Licensee may propose a class to be approved by the Clerk. In all cases, the Clerk must find the class sufficient for the purposes of this Order, and must approve the class prior to attendance. Licensee must submit evidence of class attendance to the Clerk within one week after class completion.

Mr. Pullaro, seconded by Mr. Rose, moved to accept the Stipulated Findings and Order as proposed. Roll Call – Ayes: – Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

Mr. Pullaro, seconded by Mr. Rose, moved that the license be actively suspended commencing on Thursday, June 15, 2017 at 5:00 p.m. and ending on Sunday, June 18, 2017 at 5:00 p.m. and Friday, June 23, 2017 at 5:00 p.m. and ending on Sunday, June 25, 2017 at 5:00 p.m. Roll Call: Ayes – Ferris, Harrison, Pullaro, Rose, and Shafer. Motion carried 5-0.

**ADJOURN** – With no further business to come before the Board, the meeting was adjourned at 7:07 p.m.

Respectfully submitted,

  
Brenda Armijo, Deputy City Clerk  
City Clerk's Office